

Baehner

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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MUND & FESTER GMBH & CO. KG a/s/o
STANLEY ORCHARD SALES, INC.,

Plaintiff,

- against -

M/V MSC DAVOS and M/V MSC PRAGUE, their
engines, boilers, tackle, furniture, apparel, etc. *in rem*;
and MEDITERRANEAN SHIPPING COMPANY
S.A. *in personam*,

Defendants.
-----X

2008 Civ. 2491 (NRB)

**NOTICE AND ORDER OF
VOLUNTARY
DISCONTINUANCE**

IT IS HEREBY NOTICED that the above-captioned action, in accordance with the provisions of Rule 41(a) of the Federal Rules of Civil Procedure, be and hereby is voluntarily dismissed with prejudice and without costs, no party having answered or otherwise appeared in the action.

Dated: New York, New York
July 2, 2008
260-86

Respectfully submitted,

CASEY & BARNETT, LLC
Attorneys for Plaintiffs

By: *Martin F. Casey*
Martin F. Casey (MFC-1415)
CASEY & BARNETT, LLC
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SO ORDERED:

[Signature]
United States District Judge

7/3/08

